(43)

HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (C) NO. 3318 of 2007

Petitioner		Smt. Kumud Jain W/o Nemichand Jain, aged about 45 yers, R/o Pandri Raipur, District Raipur C.G. Through Power of Attorney holder Mahaveer Jain S/o Sampat Raj Jain, aged about 44 years, R/o Sarafa Line Kawardha, District kabirdham C.G.
	Versus	
Respondents	1.	Union of India, Through the Bhutal Pariwahan Mantralya, New Delhi
	2	State of Chhattisgarh, Through: The Secretary, Public Works Department, D.K.S. Bhawan, Mantralaya, Raipur (C.G.)
	3.	The Collector, Kabirdham District Kabirdham, C.G.
	4.	Municipal Council Kawardha, through the Chief Municipal Officer, Municipal Council Kawardha, District Kabirdham C.G.

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Single Bench :- Hon'ble Shri Justice **Satish K. Agnihotri**

Present :- Shri R.M. Pandey, Advocate for the petitioner.
Shri Sushil Dubey, Govt. Advocate for the respondents No. 2 and 3
Shri R.M. Solapurkar, Advocate for the Caveator.

O R D E R
(Passed on this 18th day of June, 2007)

1. Petitioner apprehending demolition of her house/shop under the guise of widening of road has preferred this petition and also filed an application for interim relief.
2. Without following due procedure as prescribed under various laws including the Notational Highways Act, if applicable, Authorities herein should not dispossess the petitioner from the house/shop or demolish the same which is in her possession in the garb of widening of existing National Highway No. 12-A.
3. With the aforesaid direction, this petition is disposed of.
Consequently, I.A. No. 01, application for ad-interim writ, also stands disposed of.

Sd/-
Satish K. Agnihotri
Judge

B/